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18 *Attorneys for Defendants*

19 **UNITED STATES DISTRICT COURT**  
20 **NORTHERN DISTRICT OF CALIFORNIA**

21 MELANIE G. SAN PEDRO-SALCEDO,  
22 individually and on behalf of all others similarly  
situated,

23 Plaintiff,

24 v.

25 THE HÄAGEN-DAZS SHOPPE COMPANY,  
26 INC.; NESTLE DREYER'S ICE CREAM  
COMPANY; NESTLE USA, INC.; and DOES 1  
27 through 50,

28 Defendants.

Case No. 5:17-cv-03504-EJD

**STIPULATION AND [PROPOSED] ORDER  
FOR ADJOURNMENT OF MEDIATION**

*Assigned to Hon. Edward J. Davila*

*Referral Judge: Hon. Nathanael M. Cousins*

1 Plaintiff Melanie G. San Pedro-Salcedo (“Plaintiff”), by and through her counsel, Jaurigue Law  
2 Group, and Defendants The Häagen-Dazs Shoppe Company, Inc.; Nestle Dreyer’s Ice Cream Company;  
3 and Nestle USA, Inc. (“Defendants”), by and through their counsel, Kelley Drye & Warren LLP, hereby  
4 stipulate, pursuant to Civil Local Rule 6-2, for an order to adjourn the mediation to be conducted by  
5 April 16, 2018. The following is a brief chronology and the reasons supporting this joint request:

6 1. On November 20, 2017, the Court entered an Order Selecting ADR Process, setting  
7 mediation for 150 days from November 17, 2017, resulting in a mediation deadline of April 16, 2018.  
8 (Docket Entry #39).

9 2. On January 4, 2018, the Court issued a Notice of Appointment of Mediator, assigning the  
10 Hon. John M. True III (Ret.) as the Mediator, and stating that the Mediator would schedule a joint phone  
11 conference with counsel pursuant to rule 6-6 of the Northern District of California’s ADR Local Rules  
12 for the purpose of, *inter alia*, scheduling the mediation. (Docket Entry #40).

13 3. The joint phone conference did not take place until March 22, 2018. Prior to the  
14 conference, on March 18, 2018, Judge True’s office provided the parties with several open dates to  
15 conduct the mediation.

16 4. During the joint phone conference, Defendants explained to Judge True that the open  
17 dates for the mediation that Judge True had provided to the parties conflicted with other events on the  
18 calendar of Defendants’ representative. Accordingly, Defendants asked, with Plaintiff’s consent, for an  
19 adjournment of the April 16, 2018, date by which to complete mediation. Judge True said that he had no  
20 objection to that request and directed the parties to file a stipulation with the Court.

21 5. Judge True and the parties have set the date for the mediation for May 14, 2018.

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1 Based on the foregoing, Plaintiff and Defendants **HEREBY STIPULATE** that the deadline to  
2 conduct mediation be continued to May 14, 2018. **IT IS SO STIPULATED, THROUGH COUNSEL**  
3 **OF RECORD.**

4  
5 Dated: April 6, 2018

JAURIGUE LAW GROUP

6 /s/ David Zelenski <sup>1</sup>

7 Michael J. Jaurigue  
8 Abigail A. Zelenski  
9 David Zelenski  
Ryan A. Stubbe  
*Attorneys for Plaintiff*

10 Dated: April 6, 2018

KELLEY DRYE & WARREN LLP

11 /s/ Lauri A. Mazzuchetti

12 Lauri A. Mazzuchetti  
13 Geoffrey W. Castello  
14 Sarah Diamond  
*Attorneys for Defendants*

15 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

16  
17 Dated: \_\_\_\_\_

18 Hon. Edward J. Davila  
19 *United States District Court Judge*

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28 <sup>1</sup> Pursuant to rule 5-1 of the Northern District's Local Rules, I hereby attest that concurrence in the  
filing of this document has been obtained from the signatories below.